

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Timothy Condon, individually on behalf of himself :  
and all others similarly situated and John Does (1- :  
100) on behalf of themselves and all others :  
similarly situated, : Index Number: 7:16-cv-02295-VB

v. Plaintiff, :  
:

Commonwealth Dairy LLC, :  
:

Defendant. :  
:

(+ ORDER)  
**JOINT STIPULATION OF DISMISSAL  
WITH PREJUDICE**

**Whereas**, Plaintiff filed his complaint on March 29, 2016;

**Whereas**, Defendant answered the complaint on February 7, 2017;

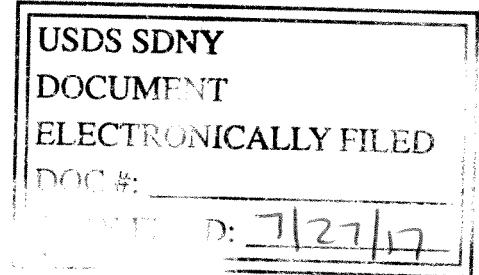
**Whereas**, no class has been certified in this action;

**Whereas**, the parties have agreed to the dismissal with prejudice of Mr. Condon's individual claims;

**Whereas**, Federal Rule of Civil Procedure 41(a)(1)(A)(ii) permits voluntary dismissal of an action without a court order by stipulation of the parties;

And **WHEREAS**, Federal Rule of Civil Procedure 23(e) permits dismissal of a class action on an individual basis where no class has been certified:

Plaintiff Timothy Condon hereby dismisses his individual case with prejudice.



Dated: July 26, 2017

**THE SULTZER LAW GROUP, P.C.**

/s/ Jason P. Sultzer  
By: \_\_\_\_\_  
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*Counsel for Plaintiff*  
Timothy Condon

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*Counsel for Defendant*  
Commonwealth Dairy LLC

**SO ORDERED:**

Vincent Briceotti  
Hon. Vincent L. Briccetti  
United States District Judge

7/27/17

→ Clerk is instructed to close  
this case.